

ESTTA Tracking number: **ESTTA739678**

Filing date: **04/13/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

|                      |  |             |          |
|----------------------|--|-------------|----------|
| Name                 | Activision Publishing, Inc.  |             |          |
| Entity               | Corporation  | Citizenship | Delaware |
| Address              | 3100 Ocean Park Boulevard<br>Santa Monica, CA 90405<br>UNITED STATES   |             |          |
| Attorney information | Michael Culver<br>Millen White Zelano & Branigan PC<br>2200 Clarendon Blvd. Suite 1400<br>Arlington, VA 22201<br>UNITED STATES<br>culver@mwzb.com, docketing@mwzb.com Phone:703-243-6333 |             |          |

### Applicant Information

|                                |   |                                 |            |
|--------------------------------|---|---------------------------------|------------|
| Application No                 | 79137444  | Publication date                | 03/15/2016 |
| Opposition Filing Date         | 04/13/2016  | Opposition Period Ends          | 04/14/2016 |
| International Registration No. | 1178897   | International Registration Date | 10/31/2012 |
| Applicant                      | POTTIER NATHALIE<br>Immeuble Louis Vuitton 5Ãme Ãtage<br><br>FRANCE |                                 |            |

### Goods/Services Affected by Opposition

Class 006. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Common metals and alloys thereof, including common metal in raw state, roll-formed, laminated, pressed and cast, unwrought or semi-wrought; building construction materials made of common metal; transportable buildings of metal; railway materials of metal for railway tracks construction; non-electric cables and wires of common metal; ironmongery; metal pipes; metal safes; metal ores; constructionsbuildings made of common metal; scaffolding of metal; boxes of common metal; chests of metal; industrial packaging containers of metal; monuments of non-precious metal; works of art of common metal; statues and figurines being statuettes of common metal; works of art being models of common metal; works of art being models of common metal alloys; identity registration plates of common metal; steelalloys; balls of steel; aluminum alloys; titanium alloy; frameworks of common metal for building; key rings of common metal; rods of metal for brazing and welding; buoys of common metal; armor plating; boxes of metal; bolts of metal; brazing alloys; bronze; wire rope; frames of metal for building; chests of metal; caps of metal being sealing capsules of metal for bottles and sealing caps of metal; tile floorings of metal; cassettes of metal being metal containers for the storage and transportation of goods; cask hoops of metal and hoops of common metal;chains of metal; metal hinges; frameworks of metal for building; gutters of metal; metal pegs; letter boxes of common metal, except type; valves of metal, other than parts of machines; keys of metal for locks; partitions of metal for building; fences of metal; pipework

of metal including those from steel and titanium alloy; containers of metal for compressed gas, liquid air, liquid fuel, for storing acids, for storage and transport of goods; ropes of metal; belts of metal for handling loads; lids of metal; floor tiles, of metal; scaffolding of metal; ladders of metal; nuts of metal; name badges of metal for vehicles; wire rope slings; foils of metal for wrapping and packaging; upright and wall mounted signboards of common metal; metal staircases; figurines being statuettes of common metal; figurines being statuettes of common metal alloys; busts and statues of non-precious and common metals and alloys thereof; wires of metal; name badges of common metals; name badges of common metal alloys; metal moulds for metal casting; rocket launching platforms of metal; metal spacer brackets; vessels made of metal for storing and transporting liquid, pressurized gas, goods; gutters of metal; grilles of metal, namely, metal grates; metal dish plates; ingots of common metals; tacks being nails; metal doors and gates; girders of metal; junctions of metal; rails of metal; storage tanks of metal; metal hardware, namely, springs; metal coverings for walls and ceilings; rivets of metal; closures of metal for bags; metal locks; dispensers of metal for liquids and goods in the nature of fuel dispensers, water dispensers, soap dispensers, towel dispensers, fixed napkin dispensers, shoe covers dispensers, tape dispensers, battery dispensers, cash dispensers; non-luminous and non-mechanical signs of metal; rods and wire of metal for welding; posts of metal; wire cloth; wire gauze; latticework of metal; non-mechanical hoppers of metal; metal tubes; tiles of metal; nozzles of metal, namely, aircraft and rocket non-automatic engine fueling nozzles, wash down spray nozzles for commercial and industrial use; casement windows of metal; electrical locks and bolts; screws of metal; shutters of metal; metal valves other than parts of machines; matrix or reinforcement composite materials of common metal, namely, common metal matrix composites in the nature of common metal matrix composite alloys; materials of metal for aeronautical and spacecraft constructions; alloy of common metal; metal nanoparticles of common metals, namely, nanopowders of common metals, nanoclusters of common metals being groupings of a number of nanometer-sized particles of common metals; closures of common metal for bottles and containers; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

**Class 009. First Use: 0 First Use In Commerce: 0**

All goods and services in the class are opposed, namely: Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signaling, supervision checking, life-saving and teaching apparatus and instruments, namely, spectrometers, oscilloscopes, calculators, bevels, compasses, rulers; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity, namely, electrical controllers, electric transformers, electric accumulators; apparatus for recording, transmission or reproduction of sound and images; magnetic tape recording media, namely, magnetic data carriers, and sound recording apparatus and blank optical discs; compact discs, DVDs and other digital recording media, namely, digital voice recorders, digital cameras, computer disc drives, computer hard and flash drives featuring music, videos, data, computer operating programs; mechanisms for coin-operated prepayment apparatus for music jukeboxes, for food and beverages dispensers; cash registers; calculating machines; data processing equipment, namely, couplers, wireless cards, computers, smartphones; fire-extinguishing apparatus; game software; computer programs recorded on being software designed for use in construction and automated manufacturing and scientific modeling and simulation; computer peripherals; electric batteries; detectors, namely, metal detectors, radiation detectors, gas detectors, light detectors, motion detectors, sound detectors; electric wires; electric relays; diving suits, gloves and face masks; clothing for protection against accidents, radiation and fire; protection devices for personal use against accidents, namely, inflatable floatation devices, face-protection shields, bullet-proof shields in the form of a backpack, a vest, radiation shields for electronic products and living beings for non-medical purposes, helmets; spectacles being optics; optical goods, namely, lenses, eyewear frames for eyeglasses, sensors, lamps, readers; spectacle cases; diagnostic apparatus for testing metals and alloys, liquids, gases, vehicles, food not for medical purposes; integrated circuit cards being smart cards; safety tarpaulins; space suits for training and flight; training and flight protective suits for aircraft flights; protective equipment for training and flight in aircraft and space vehicles, namely, protection equipment against depressurization, vacuum, radiation, meteorites, high and low temperature, acceleration, namely, pressurized space suits, suits reinforced with ballistic armor, anti-G suits being flight pressure suits worn by aviators and astronauts to prevent a black-out and g-induced loss of consciousness, suits with heat exchangers being heated and refrigerated suits consisting of using heat transfer between fluids; protective goggles including protective goggles against dust, light; goggles for sports; clothing for protection against accidents, irradiation and fire; protective footwear, namely, protective industrial footwear and protective industrial footwear against extreme conditions; protective

industrial boots; protective helmets; self-rescue respiratory apparatus, other than for artificial respiration, namely, respiratory gas containers; tracking electronic devices for tracking goods, virtual goods, people, animals, and communication electronic devices for tracking goods, virtual goods, people, animals, using radio frequency, global positioning systems, cellular communication networks; control and monitoring software, namely, software for research and factory testing and manufacturing processes; data storage devices, namely, blank computer disc drives and computer hard and flash drives; computer database servers; aircraft flight simulation apparatus; space flight simulation apparatus; electric couplings; electric accumulators; magnets; decorative magnets; burglar and anti-intrusion alarms instruments being systems signaling damage and intrusion; wire of metal alloys, namely, wire for transmitting signals and data; remote control electric ignition firing apparatus including remote control apparatus for industrial operations; amplifiers; antennas; anti-glare visors specially adapted for safety helmets; luminous beacons; electric coils; electric cables; laboratory apparatus, namely, centrifuges; laboratory heat regulating apparatus for the exchange of heat; printed and integrated circuits; special protective suits for aviators and astronauts; protective helmets of leather for motorcycles; protective helmets of leather for aviators; special protective industrial footwear of leather for aviators; commutators being switches; condensers being capacitors; optical condensers; electric conductors; electric converters; fire-extinguishing blankets; shutter releases for photography; video disks, video tapes, digital video disc drives and hard and flash drives with recorded animated cartoons; dosage dispenser machines with pre-determined dosages of medication, food, beverages, liquids, oils, resins, paint; projection screens; silver, fluorescent, white and colored screens for photography; electricity transformers; teaching apparatus in the nature of calculators, bevels, compasses, rulers; luminous signs; mechanical signs; testing instruments and machines for materials, namely, spectrometers, oscilloscopes for resistance testing, load testing, hardness testing, deformation testing instruments; special cases especially made for carrying photographic apparatus and instruments; nets for protection against accidents; magnetic wires; filters for respiratory masks; ovens for laboratory use being heating and drying ovens and furnaces for laboratory use; sheaths for electric cables; gloves for protection against accidents; safety harnesses other than for vehicles or sports purposes; temperature indicators; measuring instruments, namely, vacuum gauges for laboratory and industrial use; speed indicators; switches, namely, light switches, power switches, temperature switches, computer network switches; electricity power inverters; binoculars; special protective clothing for use in laboratories; electricity limiters; recorded computer software, namely, computer operating programs, computer utility programs, software development tools, database management software for use by entrepreneurs, computer aided design software for use in the field of aeronautical and space engineering; telescopes; protective masks; measuring instruments, namely, accelerometers, gravimeters, spectrometers, oscilloscopes, voltmeters, and instruments measuring load, hardness, deformation, pressure, temperature, waves; scientific and technical apparatus, namely, optical mirrors; satellite navigational apparatus, namely, a global positioning system; electric, magnetic and electromagnetic navigational instruments; computers; data recording instruments, namely, electronic data recorders, audio recorders, video recorders; radar apparatus; radios; diving suits; life-saving emergency devices, namely, warning lights, flares, signal transmitters, rafts; semiconductor alloys; superconductors, namely, electrical superconductors; superconductor alloys, namely, electrical superconductors alloys; matrix or reinforcement composites of electrical semiconductors, namely, electrical semiconductor-based matrix composites in the nature of electrical semiconductor-based matrix composite alloys; matrix or reinforcement composites of electrical superconductors, namely, electrical superconductor-based matrix composites in the nature of electrical superconductor-based matrix composite alloys; nanoparticles of electrical semiconductors, namely, nanopowders of electrical semiconductors, nanoclusters of electrical semiconductors being groupings of a number of nanometer-sized particles of electrical semiconductors; nanoparticles of electrical superconductors, namely, nanopowders of electrical superconductors, nanoclusters of electrical superconductors being groupings of a number of nanometer-sized particles of electrical superconductors; telephone apparatus; portable telephones; telephone cases; laptop computers; satellites; rovers, being an apparatus for locomotion on celestial bodies for scientific research; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

Class 014. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Jewelry; jewelry products, namely, bracelets, rings, earrings, pendants, necklaces, arm cuffs, pins, cameos, jewelry chains of precious metals; precious stones; timepieces and chronometric instruments; precious metals and alloys thereof; works of art of precious metal; jewelry cases being caskets; boxes of precious metal; watch cases, bracelets, jewelry chains, watch springs and glasses; key rings being trinkets or fobs of precious metals;

statues and figurines being statuettes of precious metals; cases and presentation cases for timepieces; medals; agates; alloys of precious metal; green and yellow amber jewelry ornaments; pearls made of ambroid being pressed amber; amulets being jewelry; rings being jewelry; unwrought silver; beaten silver; spun silver; silver thread; jewelry articles, namely, necklaces, broaches, arm cuffs; cloisonne jewelry in the nature of cloisonne rings, bracelets, earrings, pendants, necklaces, pins, watches; watch cases; earrings; cuff links; bracelets being jewelry; watch straps; wristwatches; charms; brooches being jewelry; busts and statues of precious metal; clock cases; dials for clock and watch making; sundials; clockworks being component parts for clocks and watches; chains being jewelry; watch chains; hat ornaments of precious metal; stopwatches being watches; chronometers; stopwatches; chronometric instruments; chronoscopes; key rings of precious metal; necklaces being jewelry; control clocks, namely, master clocks; tie pins; tie clips; diamonds; pins being jewelry; cases for timepieces; figurines being statuettes of precious metal; thread of precious metal being jewelry; wire of precious metal for use in the making of jewelry; movements for timepieces; clocks; atomic clocks; electric clocks; works of art being models of precious metal; badges of precious metal; iridium and its alloys, unwrought or semi-wrought jet; ornaments of jet, unwrought or semi-wrought; unwrought or semi-wrought precious metals; watches; watch springs; watch glasses; olivine being a precious stone; unwrought gold; beaten gold; spun gold thread jewelry; gold thread jewelry; osmium and its alloys; palladium and its alloys; ornaments of precious metal in the nature of jewelry; clocks; pearls being jewelry; beads for making jewelry; jewelry, namely, ornamental precious stones; semi-precious stones; platinum being metal; alarm clocks; rhodium and its alloys; ruthenium and its alloys; spinel being precious stones; paste jewelry; watches for pilots being aviators; watches for astronauts; watches for professional use; matrix or reinforcement composite materials of precious metals, namely, precious metal matrix composites in the nature of precious metal matrix composite alloys; metal nanoparticles of precious metals, namely, nanopowders of precious metals, nanoclusters of precious metals being groupings of a number of nanometer-sized particles of precious metals; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

**Class 016. First Use: 0 First Use In Commerce: 0**

All goods and services in the class are opposed, namely: Printed matter and products, namely, paper, newspapers, magazines, books in the field of music, cinema, art, law, literature, science, technology; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' materials, namely, canvas panels, pencils, watercolor saucers; paintbrushes; typewriters and office requisites in the nature of envelope sealing machines, punches, rubber bands, except furniture; printed instructional and teaching materials, except apparatus in the field of music, cinema, art, law, literature, science, technology; printing type; printing blocks; paper; cardboard; boxes of cardboard or paper; posters; albums, namely, photo albums, sticker albums, event albums; cards, namely, blank note cards, announcement cards, business cards; books, namely, children's books, comic books, story books; newspapers; printed matter, namely, prospectuses in the field of music, cinema, art, literature, science, technology; pamphlets in the field of music, cinema, art, law, literature, science, technology; calendars; writing instruments; print engravings and lithographic works of art; framed and unframed paintings being pictures; watercolors being paintings; patterns for dressmaking; graphic art prints; drawing instruments; handkerchiefs of paper; face towels of paper; table linen of paper; toilet paper; bags and small bags being envelopes, pouches of paper or plastics for packaging; garbage bags of paper; garbage bags of plastics; posters; almanacs; architects' models; silver paper; atlases; comic books; coasters of paper for glasses; refills in the nature of balls for ball-point pens; printed tickets; drawing pads; stationery memo pads; covers of paper for flower pots; artists' materials, namely, composing frames for printing; school writing or drawing books in the nature of drawing pads; printer's type being numerals and letters; notebooks; postcards; catalogs in the field of music, cinema, art, law, literature, science, technology; folders for papers; binders being office requisites; cases for stamps being seals; desktop cabinets for stationery being office requisites; patterns for making clothes; letter trays; paper cutters being office supplies; covers for stationery; pencils; transfers being decalcomanias; document files being stationery; pen nibs; inkstands; wrapping paper; punches being office requisites; inkwells; signboards of paper and cardboard; envelopes for stationery use; stationery sheets; figurines being statuettes of paper and paper mache; informational flyers featuring aeronautical and space products, law, bullying prevention, leisure; models of paper and paper mache; filtering materials being filter paper; stickers; terrestrial globes; celestial globes; graphic art representations; drawing engravings; pictures; prints; lithographs; bookends; booklets and catalogs in the field of music, cinema, art, law, literature, science, technology, leisure; luminous paper; manifolds for stationery; manuals and catalogs in the field of aeronautical and space products; marking pens for

stationery; packaging material made of starches; writing cases being sets for checks, pencil cases, stationery cases; oleographs; binding strips for bookbinding; magazines in the field of music, cinema, art, literature, technology, science, leisure; periodicals in the field of music, cinema, art, law, literature, technology, science, leisure; photo-engravings; portraits; printed publications, namely, brochures, newsletters, periodicals in the field of music, cinema, art, law, literature, technology, science, leisure; place mats of paper; writing pads; pens; stereoscopic photographs; 3D photographs; three-dimensional models for educational and training purposes; three-dimensional models being models of art and models of industry; works of art of paper and paper mache; figurines being statuettes of paper and paper mache; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

**Class 018. First Use: 0 First Use In Commerce: 0**

All goods and services in the class are opposed, namely: Leather and imitations of leather; animal skins; trunks and suitcases; umbrellas, parasols and walking sticks; whips, harness and saddlery; wallets; purses in the nature of coin purses; handbags, backpacks, wheeled bags; bags for climbers and campers in the nature of all-purpose carrying bags, travel bags, beach bags, school bags; vanity cases sold empty; collars and clothing for animals; bags or net bags for shopping, namely, canvas shopping bags, mesh shopping bags, reusable shopping bags; shoulder belts being straps of leather; hat boxes of leather; leather or leather board boxes; boxes of vulcanized fiber; bridles in the nature of harnesses; cases of leather or leatherboard; boxes made of vulcanized fiber; bags for campers in the nature of rucksacks; survival kit bags; key cases; travel trunks; leather leads; harness straps; leather thread; leather straps; document holders; school bags; school satchels; trunks being luggage; suitcases in the nature of carrying cases; music cases, namely, cases for the transport and storage of music recorded products except music instruments; wallets in the nature of card cases; furniture coverings of leather, namely, leather for furniture; empty tool bags; sling bags for carrying infants; shopping bags, namely, leather shopping bags, string bags for shopping, textile shopping bags; sports bags; storage bags, namely, overnight bags, duffel bags, courier bags; bags in the nature of envelopes; pouches of leather for packaging; pouch baby carriers; garment bags for travel; bands of leather; briefcases; travelling sets being leatherware comprised primarily of travelling bags; storage solutions of leather in the nature of trunks and luggage; luggage; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

**Class 020. First Use: 0 First Use In Commerce: 0**

All goods and services in the class are opposed, namely: Furniture, mirrors, picture frames; works of art made of wood, wax, plaster, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, plastics, substitutes for all these materials; coat hangers; chests of drawers; cushions; furniture racks, namely, coat racks, bottle racks, display racks; packaging containers of plastic; armchairs; seats; bedding, namely, bed pillows, mattresses, bed frames excluding bed linen; mattresses; plate racks; boxes of wood; boxes of plastic; display boards; air cushions, not for medical use; air mattresses, not for medical use; yellow and green amber; furniture items, namely, furniture casters, fittings, screens, all not of metal; silvered glass in the nature of mirrors; cupboards; works of art and works of industry in the nature of works of art being models of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, plastics and substitutes for all these materials; bins in the nature of chests not of metal; bamboo, namely, bamboo blinds, bamboo curtains, bamboo poles, furniture made of bamboo; benches in the nature of furniture; barrels not of metal; cradles; bookcases; bedsteads of wood; bolts, not of metal; bottle racks; sideboards; office furniture; busts and statues of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, plastics, and substitutes for all these materials; cases of wood; cases of plastic; cases not of metal, namely, display cases, plastic boxes; settees; filing cabinets; chairs in the nature of seats; pegs in the nature of pins, not of metal; toy chests; chests not of metal; furniture chests; containers not of metal for commercial and industrial use; shells, namely, sea shells, cowrie shells; coral; sleeping bags for camping; divans; cabinet worktops; nuts, not of metal; signboards of wood; signboards of plastic; work benches; figurines in the nature of statuettes of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, plastics and substitutes for all these materials; identification plates, not of metal; chests for storage; beds; furniture of metal; unworked or semi-worked mother-of-pearl; pillows; straw mattresses; screens in the nature of furniture; playpens for babies; curtain rails; rivets, not of metal; reeds in the nature of plaiting materials; rattan; sofas; valves of plastic, other than parts of machines; tables; footstools, door bolts not of metal; screws, not of metal; showcases being furniture; any of these products or derivatives thereof may have and be used in aeronautical and space applications

tions, and/or for air and space activities

Class 025. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Clothing, namely, shirts, pants, dresses, skirts, jackets, coats, hats, shoes, sweaters, tee-shirts, coveralls, bras, tank tops; footwear; headgear, namely, hats, caps, headbands; shirts; leather or imitation leather clothing, namely, jackets, pants, dresses, skirts, gloves, shoes, boots; belts for clothing; furs for clothing, namely, coats, jackets, muffs; gloves as clothing; scarves; neckties; hosiery; socks; bedroom slippers; beach, ski and sports footwear; underwear; clothing for pilots, astronauts, motorcyclists, motorists, namely, coveralls, training suits, flight suits, jumpsuits, motorcycle jackets; swimsuits; bathing suits; bath robes; bath slippers; headbands for clothing; stockings; overalls; caps; boots; half-boots; collar protectors; underpants in the nature of underwear; caps being headgear; shawls; dressing gowns in the nature of robes; sweaters; hats; short-sleeve shirts; tights; slips in the nature of undergarments; combinations in the nature of clothing; body linen in the nature of underwear; corsets; suits; breeches for wear; underclothing in the nature of underwear; sashes for wear; esparto shoes and sandals; fur stoles; vests; brassieres; spats; undergarments being clothing; garments being clothing, namely, foundation garments, girdles, sleeping garments; raincoats; leggings in the nature of leg warmers; stocking suspenders; garters; skirts; singlets; coats; mittens; trousers; slippers; overcoats; parkas; dressing gowns; pullovers; pajamas; dresses; sandals; saris; underpants; shoes; underwear; tee-shirts; knitwear clothing, namely, knit dresses, knit shirts, knit skirts, knit pullovers, knit gloves, knit hats, knit caps; uniforms; jackets; cap peaks; veils in the nature of clothing; clothing of breathable textile and materials, namely, clothing made of textile allowing thermal exchange, namely, thermal socks, thermal underwear, thermal tee-shirts, thermal jackets, thermal coats, thermal coveralls, thermal dresses, thermal skirts, thermal pants, thermal tee-shirts, thermal sweaters, thermal hats, thermal bras, thermal tank-tops; clothing of protective textile, including clothing made of antistatic, antibacterial, antimicrobial textiles, namely, socks, underwear, tee-shirts, jackets, coats, coveralls, dresses, skirts, pants, shirts, hats, sweaters, bras, tanktops, collar protectors specially adapted for collars; clothing of active materials and textile, including clothing made of cosmetic textiles, namely, socks, underwear, tee-shirts, jackets, coats, coveralls, dresses, skirts, pants, hats, shirts, sweaters, bras, tank tops; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

Class 028. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Games, namely, manipulative games, pin-ball games, target games, board games, puzzles; toys, namely, artificial plush animals, dolls, modeled plastic figurines, construction toys, transforming robotic toys; decorations for Christmas trees excluding lighting and confectionery; Christmas trees of synthetic material; apparatus for physical education or gymnastics, namely, exercise bands, training bars, rowing machines; fishing tackle; balls for games and play balloons; billiard tables, cues and balls; playing cards and board games; ice skates and roller skates; toy scooters; sailboards and surf boards; rackets; snowshoes; skis; protective paddings being parts of sports suits for snowboarding, skateboarding; miniature toy airplanes; miniature toy spacecrafts; miniature toy rockets; miniature toy rovers; miniature toy satellites; miniature toy space stations; miniature toy space shuttles; scale model airplanes for children; scale model spacecrafts, rockets, rovers, satellites, space stations, space shuttles; motorized and non-motorized toy models of aircrafts and spacecrafts; games for aircraft and spacecraft flight simulation, namely, computer game joysticks; educational toys, namely, toys aiming at providing knowledge to children, namely, illustrated wall maps, toy music instruments, toy medical equipment in the nature of toy nursery tools and toy medical doctor and medical surgeons tools, toy repair tools in the nature of toy garage tools, toy handiwork tools; hang gliders; air bladders being parts of balls for games; toy air pistols; toys for pets; ring games; archery implements; bows for archery; swings; rocking horses; baseball gloves; marbles for games; scratch cards for playing lottery games; toy building blocks; snow globes; playing balls, namely, basketballs, footballs, volley balls, tennis balls, table tennis balls, base balls, golf balls, petanque balls; boxing gloves; soap bubbles in the nature of a bubble making wand and solution sets being toys; golf clubs; twirling batons; playing cards; kites; bladders of balls for games; targets; electronic targets for games and sports; bells for Christmas trees; confetti; building games; golf bags, with or without wheels; hockey sticks; checkers games; checkerboards; dice games; disc toss toys; dominoes; chess games; chessboards; fencing gauntlets; horseshoe games; darts; water wings; floats for fishing; gloves for games, namely, gloves for boxing, hockey, bowling, softball; golf gloves; cups for games, namely, cups for dice; baby rattles; bags especially designed for skis and surfboards; counters discs for games; bowling games in the nature of a bowling apparatus, machinery and bowling balls; apparatus for games, namely, bases, balls, rackets for playing with

balls being racquet ball rackets and shuttlecocks, bats, ball pitching screens, balls baskets being basketball nets for playing indoor and outdoor games; board games; portable games with liquid crystal displays; stuffed toys; plush toys; kaleidoscopes; surf skis being surfboards; video game machines; mahjong; theatrical masks; toy mobiles; scale model vehicles; scale model kits being toys; teddy bears; golf accessories, namely, non-motorized golf bag carts, pouches, carries for golf balls, divot repair tools; quoits; paragliders; poles for pole vaulting; skateboards; dolls; dolls' rooms; clothes for dolls; punching balls; jigsaw puzzles; billiard tables; skittles being a game; sole coverings for skis; cricket equipment-holding bags; snowboards; parlorgames; tables for table tennis; playground slides; spinning tops being toys; bob-sleighs being sports articles; spring boards being sports articles; children's toy bicycles other than for transport; toy vehicles; radio-controlled toy vehicles; coin-operated video games; 3D arcade video games, namely, arcade video games using 3D and stereoscopic imagery; mountable three-dimensional toys and games, namely, action target games, multisensory plays being children's educational games developing children's human senses and agility; apparatus for network video games, namely, video game joysticks, gaming headsets adapted for use in playing video games; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

**Class 037. First Use: 0 First Use In Commerce: 0**

All goods and services in the class are opposed, namely: Building construction; building construction information; construction consultation; building construction supervision; masonry; plastering and plumbing; roofing services; installation of building insulation services; demolition of buildings; rental of construction equipment; cleaning of building interiors, building exteriors surfaces and windows; cleaning and servicing of vehicles; vehicle repair services in the nature of breakdown assistance; disinfecting; rat exterminating other than for agricultural purposes; laundering; renovation of clothing in the nature of repair; leather and fur care, namely, cleaning and repair; linen ironing; shoe repair; retreading and vulcanization of tires in the nature of repair; office machine and equipment installation, maintenance and repair; installation, maintenance and repair of machinery; installation, maintenance and repair of computer hardware; maintenance and repair of timepieces; repair of locks; furniture restoration; shipbuilding; air-conditioning apparatus installation and repair; motor vehicle maintenance and repair; fuel servicing, repair, maintenance, operation in the nature of operation service consisting of controlling the process of installation, reconditioning of aircrafts and space vehicles; fueling, servicing, repair, maintenance, operation in the nature of operation service consisting of controlling the process of installation, reconditioning of aircrafts, aeronautical and space instruments, and structural and accessories thereof; maintenance and repair of vaults and safes; building of fair stalls and shops; construction of stands for conferences, congresses, symposiums, trade shows being exhibitions and sales; aeronautical construction; spacecraft construction; repair of cabinets making; installation of scaffolding mounting; painting and repair of signs; warehouse construction and repair; building sealing; mining extraction; drilling of wells; drilling of deep oil or gas-wells; clock and watch repair; fire alarm installation and repair; building construction information on maintenance, repair, servicing, upkeep; irrigation devices installation and repair; furniture maintenance; painting, interior and exterior; repair of photographic apparatus; plastering; plumbing; pump repair; construction of ports, airports, spaceports; installation and repair of refrigeration apparatus in the nature of refrigerating appliances; reconditioning of worn or partially destroyed engines and machines; aircraft repair; repair of spacecraft and space systems thereof; riveting; rustproofing; vehicle service stations for refueling and maintenance; construction works management in the nature of supervision; telephone installation and repair; factory construction; varnishing; burglar alarm installation and repair; building construction for the manufacturing and assembly of launchers, rovers, space shuttles, orbital stations, satellites in the nature of satellite dishes, spacecrafts; maintenance, servicing, repair, upkeep, reconditioning, upgrading, modernizing of aeronautical and space constructions in the nature of buildings for ground segment activities, launch pads, apparatus in the nature of building equipment for the manufacturing and assembly of launchers, rovers, space shuttles, orbital stations, satellites, spacecrafts; polishing of vehicles; any of these services may also relate to space and air activities

**Class 039. First Use: 0 First Use In Commerce: 0**

All goods and services in the class are opposed, namely: Transport of goods, animals and persons; packaging and storage of goods for transportation; travel arrangement; transportation information; transport logistic services, namely, arranging the transportation of goods, animals, persons from one location to another for others; delivery of newspapers; distribution of water, electricity and power; distribution, namely, delivery of goods; vehicle towing; rental of garages and parking places; vehicle rental; taxi transport services; booking of seats for travel; physical storage of electronically-stored data or documents; escorting of travelers; water supplying; air transport, namely, aircraft flights and parabolic

flights; aeronautical transport, namely, aircraft flights and parabolic flights; space transport; suborbital transport; orbital transport; freighting; bus transport; car transport; car rental; rental of aircrafts, namely, aircrafts for transport and parabolic flights; rental of suborbital vehicles; rental of space vehicles; rental of space stations; rental of aeronautical and space equipment; boat transport; pleasure boat transport; boat rental; truck hauling; chauffeur services; pilots' services; railway transportation; packaging of goods for transportation and storage; arranging of cruises; arranging of travel tours in the nature of expeditions; flight services, namely, arranging and planning flights in fighter aircrafts being fighter planes; flight planning services, namely, organization of parabolic flights; organization of travel suborbital, aeronautical, space flights; cargo unloading; cargo being junk and trash removal services; cargo removal services bring shipment, goods, home and office belongings and appliances personal property pick up services; wrapping of goods for baggage protection during transportation and storage; storage of goods; wrapping services being packaging of goods for protection during travel; storage of goods; information services for storage of goods; rental of warehouses; organization of excursions; freight forwarding services; freight forwarding in the nature of shipping of goods; launching of satellites for others; launching of instruments and equipment in the nature of satellites, space station modules and integrated trusses, electrically powered and passive racks being powered and unpowered metallic containers and frames for space stations, solar arrays, engineering and scientific facilities being infrastructures and laboratories in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering for technological and scientific experiments in zero gravity and partial weightlessness conditions and for others; delivery of goods by mail order; motor coach rental; rental of freezers; rental of storage containers; rental of car parking spaces; refrigerator rental; rental of diving suits; rental of motor racing cars; railway coach rental; railroad car rental; marine transport; mail and merchandise courier services; transport of goods; passenger transport; piloting; transport by pipeline; rescue services; conducting sightseeing travel tours for others; freight forwarding; transportation of valuables; railway transportation; river transport by boat; transportation reservations; suborbital, aeronautical, space transport services; parabolic flight transport and planning services; flight planning services for fighter aircraft plane flights; transportation information on aeronautical, suborbital, space transport; flight departure and arrival organization information on fighter aircraft plane flights and parabolic flights; information on technological and scientific experiments, namely, study of transportation feasibility of the experiments in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering in zero gravity and partial weightlessness conditions and for others; freight transportation by aeronautical, suborbital, space vehicles, aircrafts and aircrafts specially adapted for parabolic flights; chartering of aeronautical, suborbital, space vehicles, aircrafts and aircrafts specially adapted for parabolic flights; providing information in the field of exploiting aeronautical and space constructions, equipment, aircrafts, spacecrafts, machines and vehicles, aeronautical and space systems and parts and accessories thereof; any of these services also may relate to space and aeronautical activities

**Class 041. First Use: 0 First Use In Commerce: 0**

All goods and services in the class are opposed, namely: Education services, namely, classes, seminars, workshop, conferences in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; providing of training in art, science and technical subjects, projects and businesses in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; entertainment, namely, magic shows, theater production, movie and cartoon production, fashion shows; sporting and cultural activities being events; information services relating to entertainment and education provided on internet and on a case-by-case basis provided on-line from a computer database or the internet; vocational retraining education in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science,

cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; providing recreation facilities; publication of books; lending libraries; videotape film production; rental of motion pictures; rental of sound recordings; rental of video cassette recorders and of radio and television sets; rental of show scenery; videotape editing; photography services; organization of education and entertainment competitions, namely, music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, cosmetic science, physical science, material science, chemical science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; organization and conducting of colloquiums, conferences and congresses in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; organization of exhibitions for cultural or educational purposes; booking of seats for shows; entertainment services, namely, game services provided on-line from a computer network; gambling services; publication of electronic books and journals on-line; electronic desktop publishing; educating at academies for education; entertainer services, namely, live appearances by a professional entertainer; amusement parks; calligraphy services; holiday camp services being entertainment; movie studios; rental of movie apparatus and accessories; circuses; sports clubs, namely, providing sports facilities; club services, namely, providing entertainment being amusement and education clubs convention and training facilities, night clubs, dance clubs, chess clubs; coaching being training in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; music composition services; organization and conducting of concerts; teaching in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; teaching rendered through correspondence courses; physical education; rental of show scenery; organization of fashion shows for entertainment purposes; educational examination; production of films other than advertising films; stereoscopic and 3D film production; practical training with the use of demonstrations; providing golf facilities; entertainment information; education information; language translators' and interpreters' services; amusement parks; toy rental; rental of equipment for games; operating lotteries; modeling for artists; production of radio and television programs; providing museum facilities for presentations and exhibitions; music-halls; orchestra services; impresario services, namely, organization of cultural shows; organization and conducting of training workshops in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; arranging and conducting of seminars and symposiums on technical subjects, projects and businesses in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; vocational guidance in the nature of education and training advice; photographic reporting; party planning being entertainment; production of music; cinema theater presentations; writing of scriptwriting texts, other than publicity texts; scriptwriting services for non-advertising purposes; entertainment in the nature of theater productions; television and theater show production; presentation of live show performances; recording studio services; language translation and interpretation services; organization of traveling exhibitions for cultural or educational purposes, in the nature of exhibitions in the field of music, cinema, art, literature, technology, science, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical

and space engineering; organizing exhibitions and presentations to the public of artistic, literary and technical works for cultural, educational, entertainment or commercial purposes, in art galleries and exhibition facilities, including live show performances; organization of events for cultural, educational, entertainment or commercial purposes, namely, social entertainment events, seminars, cultural shows; conducting technical tours of space shuttles and orbital stations, namely, tours of launch pads, spaceports, factories, spacecraft integration buildings, real-size spacecraft, space shuttle and space station mockups for educational purposes; conducting guided technical tours of space shuttles and space stations, not being travel tours, namely, tours of launch pads, spaceports, factories, spacecraft integration buildings, real-size spacecraft, space shuttle and space station mockups for entertainment purposes; stereoscopic 3D photography services; any of these services also may relate to space and air activities

**Class 042. First Use: 0 First Use In Commerce: 0**

All goods and services in the class are opposed, namely: Evaluations, assessments and research in the fields of science and technology provided by engineers for designing, testing and developing products in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; design and development of computers and software; research and development of new products for others; engineering services, particularly technical project study in the nature of feasibility study and hardware and materials technical and scientific performances; architecture; design of interior decor; development in the nature of design, installation, maintenance, updating and rental of computer software; computer programming; computer system analysis; computer system design; consultancy relating to computers; data and computer programs conversion, not physical conversion; conversion of data or documents from physical to electronic media; vehicle roadworthiness testing; graphic arts designing services; styling in the nature of industrial design; authentication of works of art; water analysis; analysis for mining and oil-field exploitation; consultancy in the field of energy savings; construction drafting; consultancy in the design and development of computer hardware; consultancy relating to computer software; consultancy on the design of air and space vehicles; consultancy in the field of scientific and technical tool design and application being defining the optimal design and usage of scientific and technical tool design; consultancy on the design of on-board systems and flight systems, namely, space station modules being space containers and integrated trusses being frames and infrastructures, electrically powered and passive payload racks being electrically powered and unpowered frames containers for space stations, solar arrays, engineering and scientific facilities in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering, flight instruments, engine instruments, navigation instruments, pressure measuring instruments, pitot-static pressure-sensing instruments, synchro-type remote-indicating instruments, tachometers, synchroscopes, accelerometers, temperature measuring instruments, compasses, magnetometers, vacuum pumps, gyroscopes, autopilot components, electronic monitors, warning systems; consultancy in the field of technological and scientific experiments, namely, technological and scientific experiments performed in zero gravity and partial weightlessness conditions; quality control for others; creating and maintaining web sites for others; industrial design; fashion designer services in the nature of dress designing; packaging design services; testing of materials, namely, raw materials and alloys; calibration being measuring; surveying being engineering work; providing search engines for obtaining data on the internet; hosting of web computer sites of others on a computer server for a global for a global computer network; engineering; computer software installation; scientific laboratory services; mechanical research; medical research; physics research; computer virus protection services; research in the field of environmental protection; biological research; bacteriological research; chemical research; cosmetic research; geological research; technical research in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; technology research in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; research in the field of space;

conducting technology and scientific experiments in the nature of clinical trials for others related to biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering in zero gravity and partial weightlessness conditions and for others; computer data recovery; rental of web servers; monitoring of computer systems by remote access to ensure proper functioning; conducting of land surveys; textile testing; engineering services and engineers' and architects' works, namely, architectural design, architectural research, engineering design provided by office-based firms in the nature of a design office; design and technical validation of tools, launchers, rovers, space shuttles, space stations, satellites, spacecrafts and on-board space systems thereof of others for the purpose of certification; design and technical validation of scientific and technological experiments, including scientific and technological experiments performed in zero gravity and partial weightlessness conditions for others for the purpose of certification; conducting experiments in the nature of clinical trials for others related to biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering on aeronautical and space constructions, materials, motors and vehicles and parts and accessories thereof; conducting design, planning, and implementation project management of biological science, medical science research, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems being, in human spaceflight, air, water, food suppliers, temperature and pressure controllers, shields, space suits, health and safety engineering, security engineering, aeronautical and space engineering; conducting of feasibility analysis studies; drafting being establishment of technical and scientific testing specifications in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; interface verification of scientific and technical systems in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; aeronautical and space systems testing, namely, thermal testing, mechanical testing, electrical testing, electromagnetic compatibility testing, pressure testing, outgassing testing, and flight testing; research on capture, collection, processing and recycling of energy; scientific and technical services, namely, analysis in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; any of these services also may relate to space and aeronautical activities

## Grounds for Opposition

|  |                            |
|--|----------------------------|
| No bona fide intent to use mark for identified goods or services | Trademark Act section 1(b) |
|--|----------------------------|

|             |                                     |
|-------------|-------------------------------------|
| Attachments | Opposition File.pdf(2978323 bytes ) |
|-------------|-------------------------------------|

## Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Overnight Courier on this date.

|           |                 |
|-----------|-----------------|
| Signature | /michaelculver/ |
| Name      | Michael Culver  |

|      |            |
|------|------------|
| Date | 04/13/2016 |
|------|------------|

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

|                              |   |                          |
|------------------------------|---|--------------------------|
| ACTIVISION PUBLISHING, INC., | ) |                          |
|                              | ) |                          |
| Opposer                      | ) |                          |
|                              | ) |                          |
| v.                           | ) | Opposition No. _____     |
|                              | ) | Application No. 79137444 |
| NATHALIE POTTIER             | ) | Mark: SKYARCHERS         |
|                              | ) |                          |
| Applicant                    | ) |                          |

**NOTICE OF OPPOSITION**

Activision Publishing, Inc. ("Activision"), a Delaware corporation with a business address at 3100 Ocean Park Boulevard, Santa Monica, California 90405, believes that it will be damaged by the registration of the mark that is the subject of Application No. 79137444, and hereby opposes its registration on the following grounds:

1. Since 1980, Activision has been, and is, a highly successful video game publisher that also produces computer software, on-line game entertainment and related merchandise.

Activision has produced numerous video games, including the highly successful games Guitar Hero and Call of Duty.

2. Since at least as early as October 2011, Activision has marketed video games with the mark and title SKYLANDERS, and other marks and titles in which the term SKYLANDERS is used with other wording but dominates the commercial impression. Activision's SKYLANDERS brand video games and related merchandise have been enormously commercially successful. By early 2015, the SKYLANDERS brand games and toys had generated over \$ 3 billion in revenue

with over 250 million products sold. Additionally, this game has won industry awards and been the subject of substantial, unsolicited media attention.

3. Activision has filed in the U.S. Patent and Trademark Office (“USPTO”) 83 applications to register the mark SKYLANDERS, alone or in combination with other wording, for various goods and services in 18 International Classes, specifically, Classes 3, 5, 6, 9, 11, 12, 14, 16, 18, 20, 21, 24, 25, 27, 28, 29, 30, and 41. These applications and resulting registrations (currently 60 have issued, all based on use in commerce) cover not only the basic games, software, action and toy figures, and entertainment services, but also a wide variety of related merchandise and services.

4. Activision intends to expand its SKYLANDERS brand of merchandise and services. For instance, as reported in the press, Activision is extending the brand to film and television projects.

5. In extending the SKYLANDERS brand, Activision intends to file more applications in the USPTO to register marks consisting in whole or in part of the term SKYLANDERS. Activision is reasonably apprehensive that an Examining Attorney for the USPTO may refuse registration to one or more of Activision’s applications to register any mark incorporating the SKYLANDERS component under Section 2(d) of the Trademark Act based on a perceived likelihood of confusion with the subject mark of this opposition, i.e., SKYARCHERS.

6. Based on the provisions of the Madrid Protocol, Ms. Nathalie Pottier filed Application No. 79137444 on October 31, 2012 claiming a priority date of May 12, 2012 (the “Application”). A copy of the Application from TESS records is attached at Exhibit A.

7. As published, Ms. Pottier’s Application claims goods and services in 12 International Classes, specifically, Classes 6, 9, 14, 16, 18, 20, 25, 28, 37, 39, 41, and 42.

8. Ms. Pottier's Application claims over 1000 goods and services by even a conservative method of counting any identification separated by semicolons as simply one good or service.

This conservative counting thus omits the numerous items expressed within a single identification; the following are illustrative examples of four goods by this counting method:

dispensers of metal for liquids and goods in the nature of fuel dispensers, water dispensers, soap dispensers, towel dispensers, fixed napkin dispensers, shoe covers dispensers, tape dispensers, battery dispensers, cash dispensers; in Class 6;

compact discs, DVDs and other digital recording media, namely, digital voice recorders, digital cameras, computer disc drives, computer hard and flash drives featuring music, videos, data, computer operating programs; in Class 9;

printed matter and products, namely, paper, newspapers, magazines, books in the field of music, cinema, art, law, literature, science, technology; in Class 16; and

educational toys, namely, toys aiming at providing knowledge to children, namely, illustrated wall maps, toy music instruments, toy medical equipment in the nature of toy nursery tools and toy medical doctor and medical surgeons tools, toy repair tools in the nature of toy garage tools, toy handiwork tools; in Class 28.

The true number of goods and services in Ms. Pottier's Application is thus distinctly a multiple of thousands.

9. Ms. Pottier's Application manifests an extreme diversity of claimed goods and services.

The Application includes, *inter alia*, the following goods and services as illustrative examples:

Metal safes, figurines being statuettes of common metal, and soap dispensers, in Class 6;

Fire extinguishing apparatus, game software, and diving masks in Class 9;

Jewelry, sundials, and atomic clocks in Class 14;

Typewriters, rubber bands, and patterns for dressmaking in Class 16;

Animal skins, clothing for animals, and survival kit bags in Class 18;

Filing cabinets, sleeping bags for camping, and playpens for babies in Class 20;

Neckties, fur stoles, and corsets in Class 25;

Dolls, rowing machines, and fishing tackle in Class 28;

Delivery of newspapers, taxi transport, and distribution of water in Class 39;

Magic shows, lending libraries, and gambling services in Class 41; and

Fashion designer services, computer virus protection, and land surveys in Class 42.

10. For each Class of goods in the Application, the identification concludes with the following wording: “any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities.” Similarly, for each Class of services in the Application, the identification concludes with the following wording: “any of these services may also relate to space and air activities” or “any of these services may also relate to space and aeronautical activities.” Based on the foregoing wording, the subject goods and services may *or may not* have, or may *or may not* be used in, aeronautical and space applications and/or for air and space activities or aeronautical activities.

11. During prosecution, Ms. Pottier’s Application was twice abandoned and later revived under the standards for unintentional abandonment.

12. Ms. Pottier registered the domain name “nathaliepottier.com” on or about March 2, 2009. Ms. Pottier’s website at nathaliepottier.com does not currently have any mention of the applied-for mark SKYARCHERS. On information and belief, Ms. Pottier’s website has never had any mention of the mark SKYARCHERS.

13. Ms. Pottier’s website at nathaliepottier.com contains a section entitled “My Background.” A copy of the webpages from the foregoing My Background is shown at Exhibit B hereto.

14. Based on the foregoing My Background, Ms. Pottier has a background in air and space activities, including rocket launches and space station orbiting satellites.

15. Apart from SKYARCHERS, Ms. Pottier is not the owner of any other mark in the USPTO (registered or pending or based upon any statutory ground).
16. On information and belief, Ms. Pottier does not have a background or experience in manufacturing or marketing in commerce goods or services of any nature, apart from the air and space activities recited above and in the My Background webpages.
17. Ms. Pottier, under the provisions for filing an application in the USPTO under the Madrid Protocol, was required to possess, at the time of filing her Application, a bona fide intention to use in commerce the mark for all of the goods and services claimed within the Application.
18. Based on the foregoing, Ms. Pottier did not possess at the time of filing the Application a bona fide intention to use the mark in commerce for all of the goods and services, or for any subset thereof, as claimed within the Application.
19. Accordingly, Ms. Pottier's Application is void *ab initio* for failure to fulfill the statutory requirements for filing an application in the USPTO.
20. If Ms. Pottier is granted registration of the subject mark, she would obtain a prima facie exclusive right to use of her mark that would cause damage and injury to Activision.

WHEREFORE, Activision respectfully requests that this opposition be granted and that Application No. 79137444 be denied registration either in total or for any applicable subset of goods and services.

ACTIVISION PUBLISHING, INC.

Date: April 13, 2016

By: Michael Culver  
Scott J. Major  
Michael Culver  
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2200 Clarendon Blvd., Suite 1400  
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Fax: 703-243-6410  
major@mwzb.com; culver@mwzb.com

Attorneys for Opposer

**Certificate of Service**

This is to certify that a copy of the foregoing Notice of Opposition with Exhibits was served this 13<sup>th</sup> day of April 2016 by Federal Express, prepaid, on the following:

Nathalie Pottier  
Immeuble Louis Vuitton 5eme etage  
101 avenue des Champs Elysees  
Paris, FRANCE  
F-75008

By: Michael Culver  
Attorney for Opposer

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

|                              |   |                          |
|------------------------------|---|--------------------------|
| ACTIVISION PUBLISHING, INC., | ) |                          |
|                              | ) |                          |
| Opposer                      | ) |                          |
|                              | ) |                          |
| v.                           | ) | Opposition No. _____     |
|                              | ) | Application No. 79137444 |
| NATHALIE POTTIER             | ) | Mark: SKYARCHERS         |
|                              | ) |                          |
| Applicant                    | ) |                          |

**NOTICE OF OPPOSITION**

Exhibit A



## United States Patent and Trademark Office

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# Skyarchers

**Word Mark** SKYARCHERS

**Goods and Services**

IC 006. US 002 012 013 014 023 025 050. G & S: Common metals and alloys thereof, including common metal in raw state, roll-formed, laminated, pressed and cast, unwrought or semi-wrought; building construction materials made of common metal; transportable buildings of metal; railway materials of metal for railway tracks construction; non-electric cables and wires of common metal; ironmongery; metal pipes; metal safes; metal ores; constructions buildings made of common metal; scaffolding of metal; boxes of common metal; chests of metal; industrial packaging containers of metal; monuments of non-precious metal; works of art of common metal; statues and figurines being statuettes of common metal; works of art being models of common metal; works of art being models of common metal alloys; identity registration plates of common metal; steel alloys; balls of steel; aluminum alloys; titanium alloy; frameworks of common metal for building; key rings of common metal; rods of metal for brazing and welding; buoys of common metal; armor plating; boxes of metal; bolts of metal; brazing alloys; bronze; wire rope; frames of metal for building; chests of metal; caps of metal being sealing capsules of metal for bottles and sealing caps of metal; tile floorings of metal; cassettes of metal being metal containers for the storage and transportation of goods; cask hoops of metal and hoops of common metal; chains of metal; metal hinges; frameworks of metal for building; gutters of metal; metal pegs; letter boxes of common metal, except type; valves of metal, other than parts of machines; keys of metal for locks; partitions of metal for building. fences of metal; pipework of metal including those from steel and titanium alloy; containers of metal for compressed gas, liquid air, liquid fuel, for storing acids, for storage and transport of goods; ropes of metal; belts of metal for handling loads; lids of metal; floor tiles, of metal; scaffolding of metal; ladders of metal; nuts of metal; name badges of metal for vehicles; wire rope slings; foils of metal for wrapping and packaging; upright and wall mounted signboards of common metal; metal staircases; figurines being statuettes of common metal; figurines being statuettes of common metal alloys; busts and statues of non-precious and common metals and alloys thereof; wires of metal; name badges of common metals; name badges of common metal alloys; metal moulds for metal casting; rocket launching platforms of metal; metal spacer brackets; vessels made of metal for storing and transporting liquid, pressurized gas, goods; gutters of metal; grilles of metal, namely, metal grates; metal dish plates; ingots of common metals; tacks being nails; metal doors and gates; girders of metal; junctions of metal; rails of metal; storage tanks of metal; metal hardware, namely, springs; metal coverings for walls and ceilings; rivets of metal; closures of metal for bags; metal locks; dispensers of metal for liquids and goods in the nature of fuel dispensers, water dispensers, soap dispensers, towel dispensers, fixed napkin dispensers, shoe covers dispensers, tape dispensers, battery dispensers, cash dispensers; non-luminous and non-mechanical signs of metal; rods and wire of metal for welding; posts of metal. wire cloth; wire gauze; latticework of metal; non-mechanical hoppers of metal; metal tubes; tiles of metal; nozzles of metal, namely, aircraft and rocket non-automatic engine fueling nozzles, wash down spray

nozzles for commercial and industrial use ; casement windows of metal; electrical locks and bolts; screws of metal; shutters of metal; metal valves other than parts of machines; matrix or reinforcement composite materials of common metal, namely, common metal matrix composites in the nature of common metal matrix composite alloys; materials of metal for aeronautical and spacecraft constructions; alloys of common metal; metal nanoparticles of common metals, namely, nanopowders of common metals, nanoclusters of common metals being groupings of a number of nanometer-sized particles of common metals; closures of common metal for bottles and containers; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

IC 009. US 021 023 026 036 038. G & S: Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signaling, supervision checking, life-saving and teaching apparatus and instruments, namely, spectrometers, oscilloscopes, calculators, bevels, compasses, rulers; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity, namely, electrical controllers, electric transformers, electric accumulators; apparatus for recording, transmission or reproduction of sound and images; magnetic tape recording media, namely, magnetic data carriers, and sound recording apparatus and blank optical discs; compact discs, DVDs and other digital recording media, namely, digital voice recorders, digital cameras, computer disc drives, computer hard and flash drives featuring music, videos, data, computer operating programs; mechanisms for coin-operated prepayment apparatus for music jukeboxes, for food and beverages dispensers; cash registers; calculating machines; data processing equipment, namely, couplers, wireless cards, computers, smartphones; fire-extinguishing apparatus; game software; computer programs recorded on being software designed for use in construction and automated manufacturing and scientific modeling and simulation; computer peripherals; electric batteries; detectors, namely, metal detectors, radiation detectors, gas detectors, light detectors, motion detectors, sound detectors; electric wires; electric relays; diving suits, gloves and face masks; clothing for protection against accidents, radiation and fire; protection devices for personal use against accidents, namely, inflatable floatation devices, face-protection shields, bullet-proof shields in the form of a backpack, a vest, radiation shields for electronic products and living beings for non-medical purposes, helmets; spectacles being optics; optical goods, namely, lenses, eyewear frames for eyeglasses, sensors, lamps, readers; spectacle cases. diagnostic apparatus for testing metals and alloys, liquids, gases, vehicles, food not for medical purposes; integrated circuit cards being smart cards; safety tarpaulins; space suits for training and flight; training and flight protective suits for aircraft flights; protective equipment for training and flight in aircraft and space vehicles, namely, protection equipment against depressurization, vacuum, radiation, meteorites, high and low temperature, acceleration, namely, pressurized space suits, suits reinforced with ballistic armor, anti-G suits being flight pressure suits worn by aviators and astronauts to prevent a black-out and g-induced loss of consciousness, suits with heat exchangers being heated and refrigerated suits consisting of using heat transfer between fluids; protective goggles including protective goggles against dust, light; goggles for sports; clothing for protection against accidents, irradiation and fire; protective footwear, namely, protective industrial footwear and protective industrial footwear against extreme conditions; protective industrial boots; protective helmets; self-rescue respiratory apparatus, other than for artificial respiration, namely, respiratory gas containers; tracking electronic devices for tracking goods, virtual goods, people, animals, and communication electronic devices for tracking goods, virtual goods, people, animals, using radio frequency, global positioning systems, cellular communication networks; control and monitoring software, namely, software for research and factory testing and manufacturing processes; data storage devices, namely, blank computer disc drives and computer hard and flash drives; computer database servers; aircraft flight simulation apparatus; space flight simulation apparatus; electric couplings; electric accumulators; magnets; decorative magnets; burglar and anti-intrusion alarms instruments being systems signaling damage and intrusion. wire of metal alloys, namely, wire for transmitting signals and data; remote control electric ignition firing apparatus including remote control apparatus for industrial operations; amplifiers; antennas; anti-glare visors specially adapted for safety helmets; luminous beacons; electric coils; electric cables; laboratory apparatus, namely, centrifuges; laboratory heat regulating apparatus for the exchange of heat; printed and integrated circuits; special protective suits for aviators and astronauts; protective helmets of leather for motorcycles; protective helmets of leather for aviators; special protective industrial footwear of leather for aviators; commutators being switches; condensers being capacitors; optical condensers; electric conductors; electric converters; fire-extinguishing blankets; shutter releases for photography; video disks, video tapes, digital video disc drives and hard and flash drives with recorded animated cartoons; dosage dispenser machines with pre-determined dosages of medication, food, beverages, liquids, oils, resins, paint; projection screens; silver, fluorescent, white and colored screens for photography; electricity transformers; teaching apparatus

in the nature of calculators, bevels, compasses, rulers; luminous signs; mechanical signs; testing instruments and machines for materials, namely, spectrometers, oscilloscopes for resistance testing, load testing, hardness testing, deformation testing instruments; special cases especially made for carrying photographic apparatus and instruments; nets for protection against accidents; magnetic wires; filters for respiratory masks; ovens for laboratory use being heating and drying ovens and furnaces for laboratory use; sheaths for electric cables; gloves for protection against accidents; safety harnesses other than for vehicles or sports purposes; temperature indicators; measuring instruments, namely, vacuum gauges for laboratory and industrial use; speed indicators. switches, namely, light switches, power switches, temperature switches, computer network switches; electricity power inverters; binoculars; special protective clothing for use in laboratories; electricity limiters; recorded computer software, namely, computer operating programs, computer utility programs, software development tools, database management software for use by entrepreneurs, computer aided design software for use in the field of aeronautical and space engineering; telescopes; protective masks; measuring instruments, namely, accelerometers, gravimeters, spectrometers, oscilloscopes, voltmeters, and instruments measuring load, hardness, deformation, pressure, temperature, waves; scientific and technical apparatus, namely, optical mirrors; satellite navigational apparatus, namely, a global positioning system; electric, magnetic and electromagnetic navigational instruments; computers; data recording instruments, namely, electronic data recorders, audio recorders, video recorders; radar apparatus; radios; diving suits; life-saving emergency devices, namely, warning lights, flares, signal transmitters, rafts; semiconductors; semiconductor alloys; superconductors, namely, electrical superconductors; superconductor alloys, namely, electrical superconductors alloys; matrix or reinforcement composites of electrical semiconductors, namely, electrical semiconductor-based matrix composites in the nature of electrical semiconductor-based matrix composite alloys; matrix or reinforcement composites of electrical superconductors, namely, electrical superconductor-based matrix composites in the nature of electrical superconductor-based matrix composite alloys; nanoparticles of electrical semiconductors, namely, nanopowders of electrical semiconductors, nanoclusters of electrical semiconductors being groupings of a number of nanometer-sized particles of electrical semiconductors; nanoparticles of electrical superconductors, namely, nanopowders of electrical superconductors, nanoclusters of electrical superconductors being groupings of a number of nanometer-sized particles of electrical superconductors; telephone apparatus; portable telephones; telephone cases; laptop computers; satellites; rovers, being an apparatus for locomotion on celestial bodies for scientific research. any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

IC 014. US 002 027 028 050. G & S: Jewelry; jewelry products, namely, bracelets, rings, earrings, pendants, necklaces, arm cuffs, pins, cameos, jewelry chains of precious metals; precious stones; timepieces and chronometric instruments; precious metals and alloys thereof; works of art of precious metal; jewelry cases being caskets; boxes of precious metal; watch cases, bracelets, jewelry chains, watch springs and glasses; key rings being trinkets or fobs of precious metals; statues and figurines being statuettes of precious metals; cases and presentation cases for timepieces; medals; agates; alloys of precious metal; green and yellow amber jewelry ornaments; pearls made of ambroid being pressed amber; amulets being jewelry; rings being jewelry; unwrought silver; beaten silver; spun silver; silver thread; jewelry articles, namely, necklaces, broaches, arm cuffs; cloisonne jewelry in the nature of cloisonne rings, bracelets, earrings, pendants, necklaces, pins, watches; watch cases; earrings; cuff links; bracelets being jewelry; watch straps; wristwatches; charms; brooches being jewelry; busts and statues of precious metal; clock cases; dials for clock and watch making; sundials; clockworks being component parts for clocks and watches; chains being jewelry; watch chains; hat ornaments of precious metal; stopwatches being watches; chronometers; stopwatches; chronometric instruments; chronoscopes; key rings of precious metal; necklaces being jewelry; control clocks, namely, master clocks; tie pins; tie clips; diamonds; pins being jewelry; cases for timepieces; figurines being statuettes of precious metal; thread of precious metal being jewelry; wire of precious metal for use in the making of jewelry; movements for timepieces; clocks; atomic clocks; electric clocks. works of art being models of precious metal; badges of precious metal; iridium and its alloys, unwrought or semi-wrought jet; ornaments of jet, unwrought or semi-wrought; unwrought or semi-wrought precious metals; watches; watch springs; watch glasses; olivine being a precious stone; unwrought gold; beaten gold; spun gold thread jewelry; gold thread jewelry; osmium and its alloys; palladium and its alloys; ornaments of precious metal in the nature of jewelry; clocks; pearls being jewelry; beads for making jewelry; jewelry, namely, ornamental precious stones; semi-precious stones; platinum being metal; alarm clocks; rhodium and its alloys; ruthenium and its alloys; spinel being precious stones; paste jewelry; watches for pilots being aviators; watches for astronauts; watches for professional use; matrix or reinforcement composite materials of precious metals, namely, precious metal matrix composites in the nature of precious metal matrix composite alloys; metal nanoparticles of precious

metals, namely, nanopowders of precious metals, nanoclusters of precious metals being groupings of a number of nanometer-sized particles of precious metals; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

IC 016. US 002 005 022 023 029 037 038 050. G & S: Printed matter and products, namely, paper, newspapers, magazines, books in the field of music, cinema, art, law, literature, science, technology; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' materials, namely, canvas panels, pencils, watercolor saucers; paintbrushes; typewriters and office requisites in the nature of envelope sealing machines, punches, rubber bands, except furniture; printed instructional and teaching materials, except apparatus in the field of music, cinema, art, law, literature, science, technology; printing type; printing blocks; paper; cardboard; boxes of cardboard or paper; posters; albums, namely, photo albums, sticker albums, event albums; cards, namely, blank note cards, announcement cards, business cards; books, namely, children's books, comic books, story books; newspapers; printed matter, namely, prospectuses in the field of music, cinema, art, literature, science, technology; pamphlets in the field of music, cinema, art, law, literature, science, technology; calendars; writing instruments; print engravings and lithographic works of art; framed and unframed paintings being pictures; watercolors being paintings; patterns for dressmaking; graphic art prints; drawing instruments; handkerchiefs of paper; face towels of paper; table linen of paper; toilet paper; bags and small bags being envelopes, pouches of paper or plastics for packaging; garbage bags of paper; garbage bags of plastics; posters; almanacs; architects' models; silver paper; atlases; comic books; coasters of paper for glasses; refills in the nature of balls for ball-point pens; printed tickets; drawing pads; stationery memo pads; covers of paper for flower pots; artists' materials, namely, composing frames for printing. school writing or drawing books in the nature of drawing pads; printer's type being numerals and letters; notebooks; postcards; catalogs in the field of music, cinema, art, law, literature, science, technology; folders for papers; binders being office requisites; cases for stamps being seals; desktop cabinets for stationery being office requisites; patterns for making clothes; letter trays; paper cutters being office supplies; covers for stationery; pencils; transfers being decalcomanias; document files being stationery; pen nibs; inkstands; wrapping paper; punches being office requisites; inkwells; signboards of paper and cardboard; envelopes for stationery use; stationery sheets; figurines being statuettes of paper and paper mache; informational flyers featuring aeronautical and space products, law, bullying prevention, leisure; models of paper and paper mache; filtering materials being filter paper; stickers; terrestrial globes; celestial globes; graphic art representations; drawing engravings; pictures; prints; lithographs; bookends; booklets and catalogs in the field of music, cinema, art, law, literature, science, technology, leisure; luminous paper; manifolds for stationery; manuals and catalogs in the field of aeronautical and space products; marking pens for stationery; packaging material made of starches; writing cases being sets for checks, pencil cases, stationery cases; oleographs; binding strips for bookbinding; magazines in the field of music, cinema, art, literature, technology, science, leisure; periodicals in the field of music, cinema, art, law, literature, technology, science leisure; photo-engravings; portraits; printed publications, namely, brochures, newsletters, periodicals in the field of music, cinema, art, law, literature, technology, science, leisure; place mats of paper; writing pads; pens; stereoscopic photographs; 3D photographs. three-dimensional models for educational and training purposes; three-dimensional models being models of art and models of industry; works of art of paper and paper mache; figurines being statuettes of paper and paper mache; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

IC 018. US 001 002 003 022 041. G & S: Leather and imitations of leather; animal skins; trunks and suitcases; umbrellas, parasols and walking sticks; whips, harness and saddlery; wallets; purses in the nature of coin purses; handbags, backpacks, wheeled bags; bags for climbers and campers in the nature of all-purpose carrying bags, travel bags, beach bags, school bags; vanity cases sold empty; collars and clothing for animals; bags or net bags for shopping, namely, canvas shopping bags, mesh shopping bags, reusable shopping bags; shoulder belts being straps of leather; hat boxes of leather; leather or leather board boxes; boxes of vulcanized fiber; bridles in the nature of harnesses; cases of leather or leatherboard; boxes made of vulcanized fiber; bags for campers in the nature of rucksacks; survival kit bags; key cases; travel trunks; leather leads; harness straps; leather thread; leather straps; document holders; school bags; school satchels; trunks being luggage; suitcases in the nature of carrying cases; music cases, namely, cases for the transport and storage of music recorded products except music instruments; wallets in the nature of card cases; furniture coverings of leather, namely, leather for furniture; empty tool bags; sling bags for carrying infants; shopping bags, namely, leather shopping bags, string bags for shopping, textile shopping bags; sports bags; storage bags, namely, overnight bags, duffel bags, courier bags; bags in the nature of envelopes pouches of leather

for packaging; pouch baby carriers; garment bags for travel; bands of leather; briefcases; travelling sets being leatherware comprised primarily of travelling bags. storage solutions of leather in the nature of trunks and luggage; luggage; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

IC 020. US 002 013 022 025 032 050. G & S: Furniture, mirrors, picture frames; works of art made of wood, wax, plaster, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, plastics, substitutes for all these materials; coat hangers; chests of drawers; cushions; furniture racks, namely, coat racks, bottle racks, display racks; packaging containers of plastic; armchairs; seats; bedding, namely, bed pillows, mattresses, bed frames excluding bed linen; mattresses; plate racks; boxes of wood; boxes of plastic; display boards; air cushions, not for medical use; air mattresses, not for medical use; yellow and green amber; furniture items, namely, furniture casters, fittings, screens, all not of metal; silvered glass in the nature of mirrors; cupboards; works of art and works of industry in the nature of works of art being models of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, plastics and substitutes for all these materials; bins in the nature of chests not of metal; bamboo, namely, bamboo blinds, bamboo curtains, bamboo poles, furniture made of bamboo; benches in the nature of furniture; barrels not of metal; cradles; bookcases; bedsteads of wood; bolts, not of metal; bottle racks; sideboards; office furniture; busts and statues of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, plastics, and substitutes for all these materials; cases of wood; cases of plastic; cases not of metal, namely, display cases, plastic boxes; settees; filing cabinets; chairs in the nature of seats; pegs in the nature of pins, not of metal. toy chests; chests not of metal; furniture chests; containers not of metal for commercial and industrial use; shells, namely, sea shells, cowrie shells; coral; sleeping bags for camping; divans; cabinet worktops; nuts, not of metal; signboards of wood; signboards of plastic; work benches; figurines in the nature of statuettes of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, plastics and substitutes for all these materials; identification plates, not of metal; chests for storage; beds; furniture of metal; unworked or semi-worked mother-of-pearl; pillows; straw mattresses; screens in the nature of furniture; playpens for babies; curtain rails; rivets, not of metal; reeds in the nature of plaiting materials; rattan; sofas; valves of plastic, other than parts of machines; tables; footstools, door bolts not of metal; screws, not of metal; showcases being furniture; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

IC 025. US 022 039. G & S: Clothing, namely, shirts, pants, dresses, skirts, jackets, coats, hats, shoes, sweaters, tee-shirts, coveralls, bras, tank tops; footwear; headgear, namely, hats, caps, headbands; shirts; leather or imitation leather clothing, namely, jackets, pants, dresses, skirts, gloves, shoes, boots; belts for clothing; furs for clothing, namely, coats, jackets, muffs; gloves as clothing; scarves; neckties; hosiery; socks; bedroom slippers; beach, ski and sports footwear; underwear; clothing for pilots, astronauts, motorcyclists, motorists, namely, coveralls, training suits, flight suits, jumpsuits, motorcycle jackets; swimsuits; bathing suits; bath robes; bath slippers; headbands for clothing; stockings; overalls; caps; boots; half-boots; collar protectors; underpants in the nature of underwear; caps being headgear; shawls; dressing gowns in the nature of robes; sweaters; hats; short-sleeve shirts; tights; slips in the nature of undergarments; combinations in the nature of clothing; body linen in the nature of underwear; corsets; suits; breeches for wear; underclothing in the nature of underwear; sashes for wear; esparto shoes and sandals; fur stoles; vests; brassieres; spats; undergarments being clothing; garments being clothing, namely, foundation garments, girdles, sleeping garments; raincoats; leggings in the nature of leg warmers; stocking suspenders; garters; skirts; singlets; coats; mittens; trousers; slippers; overcoats; parkas; dressing gowns; pullovers; pajamas; dresses; sandals; saris; underpants; shoes; underwear; tee-shirts; knitwear clothing, namely, knit dresses, knit shirts, knit skirts, knit pullovers, knit gloves, knit hats, knit caps; uniforms; jackets; cap peaks; veils in the nature of clothing. clothing of breathable textile and materials, namely, clothing made of textile allowing thermal exchange, namely, thermal socks, thermal underwear, thermal tee-shirts, thermal jackets, thermal coats, thermal coveralls, thermal dresses, thermal skirts, thermal pants, thermal tee-shirts, thermal sweaters, thermal hats, thermal bras, thermal tank tops; clothing of protective textile, including clothing made of antistatic, antibacterial, antimicrobial textiles, namely, socks, underwear, tee-shirts, jackets, coats, coveralls, dresses, skirts, pants, shirts, hats, sweaters, bras, tank tops, collar protectors specially adapted for collars; clothing of active materials and textile, including clothing made of cosmetic textiles, namely, socks, underwear, tee-shirts, jackets, coats, coveralls, dresses, skirts, pants, hats, shirts, sweaters, bras, tank tops; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

IC 028. US 022 023 038 050. G & S: Games, namely, manipulative games, pinball games, target games, board games, puzzles; toys, namely, artificial plush animals, dolls, modeled plastic figurines, construction toys, transforming robotic toys; decorations for Christmas trees excluding lighting and confectionery; Christmas trees of synthetic material; apparatus for physical education or gymnastics, namely, exercise bands, training bars, rowing machines; fishing tackle; balls for games and play balloons; billiard tables, cues and balls; playing cards and board games; ice skates and roller skates; toy scooters; sailboards and surf boards; rackets; snowshoes; skis; protective paddings being parts of sports suits for snowboarding, skateboarding; miniature toy airplanes; miniature toy spacecrafts; miniature toy rockets; miniature toy rovers; miniature toy satellites; miniature toy space stations; miniature toy space shuttles; scale model airplanes for children; scale model spacecrafts, rockets, rovers, satellites, space stations, space shuttles; motorized and non-motorized toy models of aircrafts and spacecrafts; games for aircraft and spacecraft flight simulation, namely, computer game joysticks; educational toys, namely, toys aiming at providing knowledge to children, namely, illustrated wall maps, toy music instruments, toy medical equipment in the nature of toy nursery tools and toy medical doctor and medical surgeons tools, toy repair tools in the nature of toy garage tools, toy handiwork tools; hang gliders; air bladders being parts of balls for games; toy air pistols; toys for pets; ring games; archery implements; bows for archery; swings; rocking horses; baseball gloves; marbles for games; scratch cards for playing lottery games; toy building blocks; snow globes. playing balls, namely, basket balls, foot balls, volley balls, tennis balls, table tennis balls, base balls, golf balls, petanque balls; boxing gloves; soap bubbles in the nature of a bubble making wand and solution sets being toys; golf clubs; twirling batons; playing cards; kites; bladders of balls for games; targets; electronic targets for games and sports; bells for Christmas trees; confetti; building games; golf bags, with or without wheels; hockey sticks; checkers games; checkerboards; dice games; disc toss toys; dominoes; chess games; chessboards; fencing gauntlets; horseshoe games; darts; water wings; floats for fishing; gloves for games, namely, gloves for boxing, hockey, bowling, softball; golf gloves; cups for games, namely, cups for dice; baby rattles; bags especially designed for skis and surfboards; counters discs for games; bowling games in the nature of a bowling apparatus, machinery and bowling balls; apparatus for games, namely, bases, balls, rackets for playing with balls being racquet ball rackets and shuttlecocks, bats, ball pitching screens, balls baskets being basketball nets for playing indoor and outdoor games; board games; portable games with liquid crystal displays; stuffed toys; plush toys; kaleidoscopes; surf skis being surfboards; video game machines; mahjong; theatrical masks; toy mobiles; scale model vehicles; scale model kits being toys; teddy bears; golf accessories, namely, non-motorized golf bag carts, pouches, carries for golf balls, divot repair tools; quoits; paragliders; poles for pole vaulting; skateboards; dolls; dolls' rooms; clothes for dolls; punching balls; jigsaw puzzles; billiard tables; skittles being a game; sole coverings for skis; cricket equipment-holding bags. snowboards; parlor games; tables for table tennis; playground slides; spinning tops being toys; bob-sleighs being sports articles; spring boards being sports articles; children's toy bicycles other than for transport; toy vehicles; radio-controlled toy vehicles; coin-operated video games; 3D arcade video games, namely, arcade video games using 3D and stereoscopic imagery; mountable three-dimensional toys and games, namely, action target games, multisensory plays being children's educational games developing children's human senses and agility; apparatus for network video games, namely, video game joysticks, gaming headsets adapted for use in playing video games; any of these products or derivatives thereof may have and be used in aeronautical and space applications, and/or for air and space activities

IC 037. US 100 103 106. G & S: Building construction; building construction information; construction consultation; building construction supervision; masonry; plastering and plumbing; roofing services; installation of building insulation services; demolition of buildings; rental of construction equipment; cleaning of building interiors, building exteriors surfaces and windows; cleaning and servicing of vehicles; vehicle repair services in the nature of breakdown assistance; disinfecting; rat exterminating other than for agricultural purposes; laundering; renovation of clothing in the nature of repair; leather and fur care, namely, cleaning and repair; linen ironing; shoe repair; retreading and vulcanization of tires in the nature of repair; office machine and equipment installation, maintenance and repair; installation, maintenance and repair of machinery; installation, maintenance and repair of computer hardware; maintenance and repair of timepieces; repair of locks; furniture restoration; shipbuilding; air-conditioning apparatus installation and repair; motor vehicle maintenance and repair; fuel servicing, repair, maintenance, operation in the nature of operation service consisting of controlling the process of installation, reconditioning of aircrafts and space vehicles; fueling, servicing, repair, maintenance, operation in the nature of operation service consisting of controlling the process of installation, reconditioning of aircrafts, aeronautical and space instruments, and structural and accessories thereof; maintenance and repair of vaults and safes; building of fair stalls and shops; construction of stands for conferences, congresses, symposiums, trade shows being exhibitions and

sales; aeronautical construction; spacecraft construction; repair of cabinets making; installation of scaffolding mounting; painting and repair of signs; warehouse construction and repair; building sealing; mining extraction; drilling of wells; drilling of deep oil or gas-wells. clock and watch repair; fire alarm installation and repair; building construction information on maintenance, repair, servicing, upkeep; irrigation devices installation and repair; furniture maintenance; painting, interior and exterior; repair of photographic apparatus; plastering; plumbing; pump repair; construction of ports, airports, spaceports; installation and repair of refrigeration apparatus in the nature of refrigerating appliances; reconditioning of worn or partially destroyed engines and machines; aircraft repair; repair of spacecraft and space systems thereof; riveting; rustproofing; vehicle service stations for refueling and maintenance; construction works management in the nature of supervision; telephone installation and repair; factory construction; varnishing; burglar alarm installation and repair; building construction for the manufacturing and assembly of launchers, rovers, space shuttles, orbital stations, satellites in the nature of satellite dishes, spacecrafts; maintenance, servicing, repair, upkeep, reconditioning, upgrading, modernizing of aeronautical and space constructions in the nature of buildings for ground segment activities, launch pads, apparatus in the nature of building equipment for the manufacturing and assembly of launchers, rovers, space shuttles, orbital stations, satellites, spacecrafts; polishing of vehicles; any of these services may also relate to space and air activities

IC 039. US 100 105. G & S: Transport of goods, animals and persons; packaging and storage of goods for transportation; travel arrangement; transportation information; transport logistics services, namely, arranging the transportation of goods, animals, persons from one location to another for others; delivery of newspapers; distribution of water, electricity and power; distribution, namely, delivery of goods; vehicle towing; rental of garages and parking places; vehicle rental; taxi transport services; booking of seats for travel; physical storage of electronically-stored data or documents; escorting of travelers; water supplying; air transport, namely, aircraft flights and parabolic flights; aeronautical transport, namely, aircraft flights and parabolic flights; space transport; suborbital transport; orbital transport; freighting; bus transport; car transport; car rental; rental of aircrafts, namely, aircrafts for transport and parabolic flights; rental of suborbital vehicles; rental of space vehicles; rental of space stations; rental of aeronautical and space equipment; boat transport; pleasure boat transport; boat rental; truck hauling; chauffeur services; pilots' services; railway transportation; packaging of goods for transportation and storage; arranging of cruises; arranging of travel tours in the nature of expeditions; flight services, namely, arranging and planning flights in fighter aircrafts being fighter planes; flight planning services, namely, organization of parabolic flights; organization of travel suborbital, aeronautical, space flights; cargo unloading; cargo being junk and trash removal services; cargo removal services bring shipment, goods, home and office belongings and appliances personal property pick up services; wrapping of goods for baggage protection during transportation and storage; storage of goods; wrapping services being packaging of goods for protection during travel. storage of goods; information services for storage of goods; rental of warehouses; organization of excursions; freight forwarding services; freight forwarding in the nature of shipping of goods; launching of satellites for others; launching of instruments and equipment in the nature of satellites, space station modules and integrated trusses, electrically powered and passive racks being powered and unpowered metallic containers and frames for space stations, solar arrays, engineering and scientific facilities being infrastructures and laboratories in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering for technological and scientific experiments in zero gravity and partial weightlessness conditions and for others; delivery of goods; delivery of goods by mail order; motor coach rental; rental of freezers; rental of storage containers; rental of car parking spaces; refrigerator rental; rental of diving suits; rental of motor racing cars; railway coach rental; railroad car rental; marine transport; mail and merchandise courier services; transport of goods; passenger transport; piloting; transport by pipeline; rescue services; conducting sightseeing travel tours for others; freight forwarding; transportation of valuables; railway transportation; river transport by boat; transportation reservations; suborbital, aeronautical, space transport services; parabolic flight transport and planning services; flight planning services for fighter aircraft plane flights; transportation information on aeronautical, suborbital, space transport; flight departure and arrival organization information on fighter aircraft plane flights and parabolic flights. information on technological and scientific experiments, namely, study of transportation feasibility of the experiments in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering in zero gravity and partial weightlessness conditions

and for others; freight transportation by aeronautical, suborbital, space vehicles, aircrafts and aircrafts specially adapted for parabolic flights; chartering of aeronautical, suborbital, space vehicles, aircrafts and aircrafts specially adapted for parabolic flights; providing information in the field of exploiting aeronautical and space constructions, equipment, aircrafts, spacecrafts, machines and vehicles, aeronautical and space systems and parts and accessories thereof; any of these services also may relate to space and aeronautical activities

IC 041. US 100 101 107. G & S: Education services, namely, classes, seminars, workshop, conferences in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; providing of training in art, science and technical subjects, projects and businesses in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; entertainment, namely, magic shows, theater production, movie and cartoon production, fashion shows; sporting and cultural activities being events; information services relating to entertainment and education provided on internet and on a case-by-case basis provided on-line from a computer database or the internet; vocational retraining education in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; providing recreation facilities; publication of books; lending libraries; videotape film production; rental of motion pictures; rental of sound recordings; rental of video cassette recorders and of radio and television sets. rental of show scenery; videotape editing; photography services; organization of education and entertainment competitions, namely, music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, cosmetic science, physical science, material science, chemical science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; organization and conducting of colloquiums, conferences and congresses in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; organization of exhibitions for cultural or educational purposes; booking of seats for shows; entertainment services, namely, game services provided on-line from a computer network; gambling services; publication of electronic books and journals on-line; electronic desktop publishing; educating at academies for education; entertainer services, namely, live appearances by a professional entertainer; amusement parks; calligraphy services; holiday camp services being entertainment; movie studios; rental of movie apparatus and accessories; circuses; sports clubs, namely, providing sports facilities; club services, namely, providing entertainment being amusement and education clubs convention and training facilities, night clubs, dance clubs, chess clubs. coaching being training in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; music composition services; organization and conducting of concerts; teaching in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; teaching rendered through correspondence courses; physical education; rental of show scenery; organization of fashion shows for entertainment purposes; educational examination; production of films other than advertising films; stereoscopic and 3D film production; practical training with the use of demonstrations; providing golf facilities; entertainment information; education information; language translators' and interpreters' services; amusement parks; toy rental; rental of equipment for games; operating lotteries; modeling for artists; production of radio and television

programs; providing museum facilities for presentations and exhibitions; music-halls; orchestra services; impresario services, namely, organization of cultural shows. organization and conducting of training workshops in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; arranging and conducting of seminars and symposiums on technical subjects, projects and businesses in the field of music, cinema, art, law, literature, technology, science, leisure, sport, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; vocational guidance in the nature of education and training advice; photographic reporting; party planning being entertainment; production of music; cinema theater presentations; writing of scriptwriting texts, other than publicity texts; scriptwriting services for non-advertising purposes; entertainment in the nature of theater productions; television and theater show production; presentation of live show performances; recording studio services; language translation and interpretation services; organization of traveling exhibitions for cultural or educational purposes, in the nature of exhibitions in the field of music, cinema, art, literature, technology, science, biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering. organizing exhibitions and presentations to the public of artistic, literary and technical works for cultural, educational, entertainment or commercial purposes, in art galleries and exhibition facilities, including live show performances; organization of events for cultural, educational, entertainment or commercial purposes, namely, social entertainment events, seminars, cultural shows; conducting technical tours of space shuttles and orbital stations, namely, tours of launch pads, spaceports, factories, spacecraft integration buildings, real-size spacecraft, space shuttle and space station mockups for educational purposes; conducting guided technical tours of space shuttles and space stations, not being travel tours, namely, tours of launch pads, spaceports, factories, spacecraft integration buildings, real-size spacecraft, space shuttle and space station mockups for entertainment purposes; stereoscopic 3D photography services; any of these services also may relate to space and air activities

IC 042. US 100 101. G & S: Evaluations, assessments and research in the fields of science and technology provided by engineers for designing, testing and developing products in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; design and development of computers and software; research and development of new products for others; engineering services, particularly technical project study in the nature of feasibility study and hardware and materials technical and scientific performances; architecture; design of interior decor; development in the nature of design, installation, maintenance, updating and rental of computer software; computer programming; computer system analysis; computer system design; consultancy relating to computers; data and computer programs conversion, not physical conversion; conversion of data or documents from physical to electronic media; vehicle roadworthiness testing; graphic arts designing services; styling in the nature of industrial design; authentication of works of art; water analysis; analysis for mining and oil-field exploitation; consultancy in the field of energy savings; construction drafting; consultancy in the design and development of computer hardware; consultancy relating to computer software; consultancy on the design of air and space vehicles; consultancy in the field of scientific and technical tool design and application being defining the optimal design and usage of scientific and technical tool design. consultancy on the design of on-board systems and flight systems, namely, space station modules being space containers and integrated trusses being frames and infrastructures, electrically powered and passive payload racks being electrically powered and unpowered frames containers for space stations, solar arrays, engineering and scientific facilities in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering, flight instruments, engine instruments, navigation instruments, pressure measuring instruments, pitot-static pressure-sensing instruments, synchro-type remote-indicating instruments, tachometers, synchroscopes, accelerometers, temperature measuring instruments, compasses, magnetometers, vacuum pumps, gyroscopes, autopilot components, electronic monitors,

warning systems; consultancy in the field of technological and scientific experiments, namely, technological and scientific experiments performed in zero gravity and partial weightlessness conditions; quality control for others; creating and maintaining web sites for others; industrial design; fashion designer services in the nature of dress designing; packaging design services; testing of materials, namely, raw materials and alloys; calibration being measuring; surveying being engineering work; providing search engines for obtaining data on the internet; hosting of web computer sites of others on a computer server for a global for a global computer network; engineering; computer software installation; scientific laboratory services; mechanical research; medical research; physics research; computer virus protection services; research in the field of environmental protection; biological research; bacteriological research; chemical research; cosmetic research; geological research. technical research in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; technology research in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; research in the field of space; conducting technology and scientific experiments in the nature of clinical trials for others related to biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering in zero gravity and partial weightlessness conditions and for others; computer data recovery; rental of web servers; monitoring of computer systems by remote access to ensure proper functioning; conducting of land surveys; textile testing; engineering services and engineers' and architects' works, namely, architectural design, architectural research, engineering design provided by office-based firms in the nature of a design office; design and technical validation of tools, launchers, rovers, space shuttles, space stations, satellites, spacecrafts and on-board space systems thereof of others for the purpose of certification. design and technical validation of scientific and technological experiments, including scientific and technological experiments performed in zero gravity and partial weightlessness conditions for others for the purpose of certification; conducting experiments in the nature of clinical trials for others related to biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering on aeronautical and space constructions, materials, motors and vehicles and parts and accessories thereof; conducting design, planning, and implementation project management of biological science, medical science research, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems being, in human spaceflight, air, water, food suppliers, temperature and pressure controllers, shields, space suits, health and safety engineering, security engineering, aeronautical and space engineering; conducting of feasibility analysis studies; drafting being establishment of technical and scientific testing specifications in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering. interface verification of scientific and technical systems in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; aeronautical and space systems testing, namely, thermal testing, mechanical testing, electrical testing, electromagnetic compatibility testing, pressure testing, outgassing testing, and flight testing; research on capture, collection, processing and recycling of energy; scientific and technical services, namely, analysis in the field of biological science, medical science, physical science, material science, chemical science, cosmetic science, astronomy, fluid dynamics, energy and power engineering, imagery technology, information technology, electrical engineering, life support systems, health and safety engineering, security engineering, aeronautical and space engineering; any of these services also may relate to space and aeronautical activities

**Standard  
Characters  
Claimed****Mark  
Drawing  
Code** (4) STANDARD CHARACTER MARK**Serial  
Number** 79137444**Filing Date** October 31, 2012**Current  
Basis** 66A**Original  
Filing Basis** 66A**Published  
for  
Opposition** March 15, 2016**International  
Registration  
Number** 1178897**Owner** (APPLICANT) POTTIER NATHALIE INDIVIDUAL FRANCE Immeuble Louis Vuitton 5ème étage 101 avenue des Champs Elysées F-75008 PARIS FRANCE**Priority Date** May 1, 2012**Description  
of Mark** Color is not claimed as a feature of the mark.**Type of  
Mark** TRADEMARK. SERVICE MARK**Register** PRINCIPAL**Live/Dead  
Indicator** LIVE[TESS HOME](#)[NEW USER](#)[STRUCTURED](#)[FREE FORM](#)[BROWSE DICT](#)[SEARCH OG](#)[TOP](#)[HELP](#)[|.HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)

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BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

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| ACTIVISION PUBLISHING, INC., | ) |                          |
|                              | ) |                          |
| Opposer                      | ) |                          |
|                              | ) |                          |
| v.                           | ) | Opposition No. _____     |
|                              | ) | Application No. 79137444 |
| NATHALIE POTTIER             | ) | Mark: SKYARCHERS         |
|                              | ) |                          |
| Applicant                    | ) |                          |

**NOTICE OF OPPOSITION**

Exhibit B

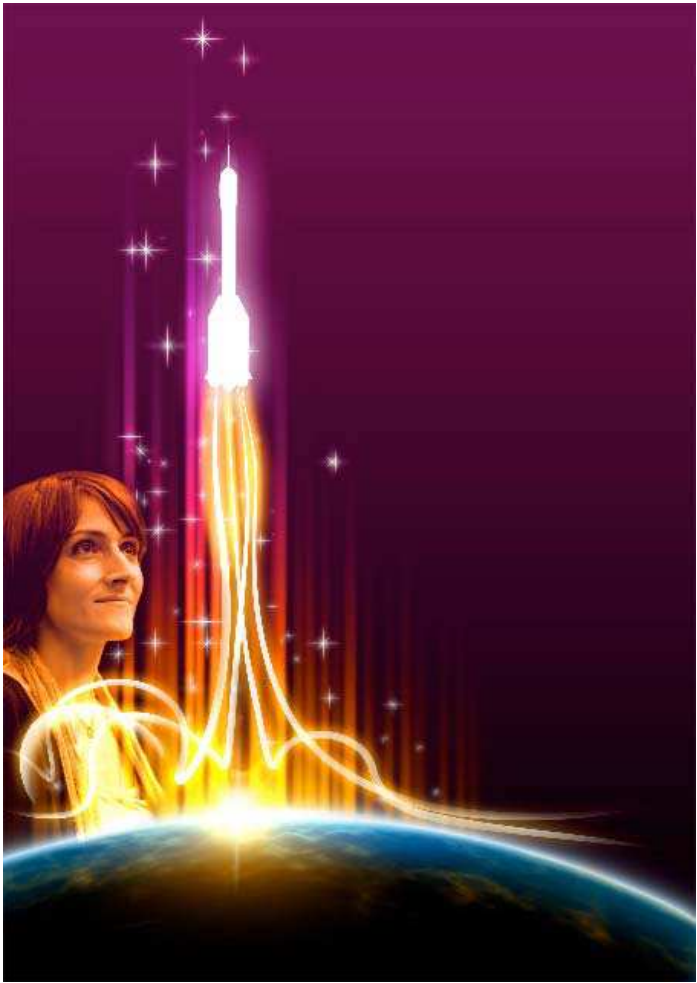
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**My background**



**Mes domaines d’expertise.**

**Bases de lancement du lanceur Soyouz :**

- ◆ Systèmes lanceur Soyouz.
- ◆ Equipements segment sol Soyouz.

Analyse et évaluation des besoins. Analyses de risques. Interfaces intra-européennes et russo-européennes. Adaptation des lanceurs Soyouz 2-1A et 2-1B. Mise en oeuvre de méthodes efficaces pour l'élaboration du dossier technique de sauvegarde vol. Performances et trajectoires lanceurs. Optimisation des opérations de montage et de lancement.

#### **Vaisseaux Soyouz et Progress pour la Station Spatiale Internationale :**

- ◆ Supervision et suivi des progrès techniques et programmatiques (développement de matériel, fabrication, essais et création du scénario de mission) du programme d'expériences scientifiques biologiques embarquées à bord de Soyouz et Progress. Chef de projet technologie 3D.
- ◆ Coordination des expériences scientifiques biologiques pour des missions Soyouz vers la Station spatiale internationale.
- ◆ Interface avec les industries européennes (PME et multinationales), les équipes scientifiques et les entités russes (RSC-Energia, Cité des Etoiles, Institut des Problèmes Biomédicaux-IBMP).
- ◆ Qualification des instruments et matériels, campagne d'essais d'acceptation en vol pour les lanceurs Soyouz et le module russe de l'ISS : essais thermiques, mécaniques, électriques, tests en pression, tests de dégazage.
- ◆ Rédaction des procédures de vol, entraînement et notation des astronautes.
- ◆ Intégration des matériels et expériences en "late access" depuis la base de lancement Soyouz à Baïkonour, Kazakhstan.
- ◆ Suivi des opérations dans les centres de contrôle de la station spatiale.
- ◆ Etudes de faisabilité de nouveaux concepts matériels, évaluation de la conformité aux exigences scientifiques. Modification du matériel vers des niveaux plus élevés et plus fiables de barrières de sécurité.

#### **Systèmes spatiaux :**

- ◆ Design et construction de vaisseaux spatiaux, stations orbitales, lanceurs,
- ◆ Mécanique du vol/ calcul d'orbite / balistique,
- ◆ Dynamique du vol,
- ◆ Equipement mécanique de tests des vaisseaux spatiaux,
- ◆ Systèmes de contrôle et stabilisation de vaisseaux spatiaux,
- ◆ Ergonomie des vaisseaux spatiaux. Systèmes de survie dans l'espace.

#### **Missions lunaire et marsienne:**

Identification de nouveaux concepts d'habitabilité et d'ergonomie pour les missions lunaire et marsienne. Étude et analyse des effets néfastes de l'environnement spatial et de confinement sur la physiologie humaine et la psychologie.

#### **Vaisseau de recherche scientifique Foton:**

Etude du scénario opérationnel pour intégration matérielle et valorisation des capsules Foton.

#### **Vols zéro-g :**

Préparation d'un matériel et fixation à bord de l'avion zéro-g. Evaluation des modifications à mettre en oeuvre pour l'utilisation de matériels dans la station spatiale.

#### **Sciences des matériaux :**

Module américain de la Station Spatiale Internationale:

- ◆ Europe : Développement & ingénierie du matériel de vol. Analyse des performances et des données techniques pour déterminer la conception, les spécifications d'interface et de production, les processus de maintenance du matériel de vol. Support aux utilisateurs scientifiques au sol. Liaison entre l'équipe de développement industriel et l'équipe de coordination de la science.

Module américain de la Station Spatiale Internationale:

- ◆ Etats-Unis :

Travaux de recherche en cristallogénèse en centre de recherche microgravité. Expériences microgravité en sciences des matériaux semiconducteurs pour la NASA. Vérification et implémentation des exigences scientifiques et de sécurité des expériences et du matériel embarqué pour intégration à bord de l'ISS. Conception, réalisation et tests d'ampoules de précision. Simulations et analyses numériques de ségrégation. Monitoring de l'interface solide-liquide.

Méthode Bridgman par solidification directionnelle. Préparation des expériences, des ampoules, des échantillons matériaux, choix des profils de température et vitesses de cristallogénèse, programmation des fours. Caractérisation des échantillons : 4-point probe, préparation pour mesures effet Hall.

- ◆ Russie :

Modélisation mathématique et évaluation de la dégradation des matériaux (propriétés optico-radiatives) en environnement spatial. Processus thermiques appliqués aux véhicules spatiaux. Modeling inversé. Optimisation des mesures de télémétrie.

- ◆ Ukraine :

Institut de Physique de l'Electron. Préparation des échantillons et mesures de l'effet Hall de semiconducteurs.

## Matériaux aéronautiques :

- ♦ Développement et industrialisation des matériaux composites à matrices métalliques et autres alliages de titane et aluminium pour applications aéronautiques.
- ♦ Application et développement d'un outil informatique de structure thermique pour l'étude des différents concepts d'ailerons d'un prototype de vaisseau spatial de rentrée dans l'atmosphère. Analyse de différents matériaux.
- ♦ Liaison technique pour des sociétés aérospatiales françaises avec l'Institut de Soudure Paton de Kiev, l'Institut Russe des Alliages Légers (VILS) de Moscou, l'Institut Russe des Matériaux Aéronautiques (VIAM) de Moscou.
- ♦ Analyse et étude de faisabilité de structures soudées et brasées pour bâtis-moteurs d'avions. Soudage TIG (Tungsten Inert Gas), soudage avec flux, soudage par faisceau d'électrons, et brasage : d'alliages de titane et d'aluminium. Etude du soudage de matériaux hétérogènes.

Crédits photo : Fany Toporenko / Ciel & Espace – Réalisation : Sébastien Aubry



## My background

### Soyuz launch sites :

- ♦ Soyuz Launcher systems.
- ♦ Soyuz Ground Segment Equipments.

Analysis and evaluation of the needs. Risks analysis. Intra-European and European-Russian interfaces. Adaptation of the Soyuz 2-1A et 2-1B launchers. Driver of efficient methods for the editing of the Flight and Range Safety Data Package. Launchers trajectories and performances. Optimization of the mounting and preflight operations scenario.

### Soyuz and Progress Spacecrafts to the International Space Station :

- ♦ Supervising and monitoring of technical and programmatic progress (hardware development, procurement, manufacturing, testing and mission scenario) of Biology experiments science programme uploaded on Soyuz and Progress spacecrafts.
- ♦ Coordination of Biology experiments programme for Soyuz missions to the International Space Station.
- ♦ Interface with European industries (SME & multinational), science teams, and Russian entities such as RSC-Energia, Star City, Institute for Biomedical Problems (IBMP).
- ♦ Hardware qualification and acceptance test campaign for Soyuz launch vehicle and ISS Russian segment : thermal, mechanical, electrical, pressure tests, offgasing tests.
- ♦ Writing of flight procedures, astronaut training and assessment.
- ♦ Integration of late access experiment hardware at the Soyuz launch pad in Baikonur, Kazakhstan.
- ♦ On console operations in control centers of the space station.
- ♦ Feasibility studies of new hardware concepts, compliance assessment with science requirements. Driver for hardware modification towards higher and more reliable levels of containment.

### Space Systems :

- ♦ Spacecrafts, Space Stations and Launchers Design and Construction,
- ♦ Flight Mechanics / Orbit calculation / Trajectory analysis,
- ♦ Flight Dynamics,
- ♦ Mechanical Equipment for Spacecraft Testing,
- ♦ Spacecraft Control Systems and Stabilization,

♦ Spacecraft Ergonomics and Life Support Systems.

### **Moon and Mars Missions :**

Identification of new crew habitability & ergonomic concepts for Moon and Mars missions. Study and analysis of the adverse effects of space environment and confinement on human physiology and psychology.

### **Scientific research spacecraft Foton :**

Study of operational scenario for hardware integration and flight promotion of Foton re-entry capsules.

### **Zero-g parabolic flights :**

Preparation of hardware and fixation onboard zero-g aircraft. Assessment of modifications and upgrade to be made to hardware for upload to the space station.

### **Materials Science :**

American module of the International Space Station :

♦ Europe:

Flight hardware development & system engineering. Analysis of performance and technical data to determine design, interface specifications, production, service, and maintenance processes of the experiment hardware. Support to science teams. Liaison between the industrial development team and the science coordination team.

American module of the International Space Station :

♦ United States:

Research in crystal growth at research center in microgravity and materials science. Microgravity experiments in semiconductors Materials Science for NASA. Verification and implementation of Science & Safety Requirements to experiment hardware for payload integration on ISS. Hardware design, building and testing of precision cartridges. Computer simulations and numerical analysis of segregation. Monitoring of the solid-liquid interface with the flight hardware. Bridgman method by directional solidification. Preparation of the experiments including samples, ampoules, temperature profiles and solidification velocities, programming of furnaces. Samples characterization : 4-point-probe, preparation for Hall effect measurements.

♦ Russia :

Mathematical modeling and evaluation of materials degradation (optico-radiative properties) in space environment. Thermal physics processes for spacecrafts. Inverse modeling. Telemetry measures optimization.

♦ Ukraine :

Institute of Electron Physics. Preparation of samples and measurements of Hall effect in semiconductors.

### **Aeronautical materials :**

♦ Development and industrialization of metal matrix composites and other Titanium and Aluminum alloys for aeronautical applications.

♦ Application and development of a thermal structural modeling tool for the design of different flap concepts of a re-entry space prototype vehicle. Analysis of different materials.

♦ Technical liaison with the Paton Welding Institute, Kiev, Ukraine, the All-Russia Institute of Light Alloys (VILS) and the VIAM (All-Russia Institute of Aeronautical Materials), Moscow, Russia for French aerospace companies.

♦ Analysis and feasibility study of welded and brazed structures for aircraft engine frames. TIG (Tungsten Inert Gas) welding, welding with flux, electron beam welding and brazing of Titanium and Aluminum alloys. Study of heterogeneous materials welding.

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